

1 **STATE OF WEST VIRGINIA, COUNTY OF MARSHALL, CITY OF MOUNDSVILLE,**
2 **APRIL 4, 2006**

3
4 The Council of the City of Moundsville met in Regular Session in the Council Chambers on
5 April 4, 2006 at 7:00 p.m.

6
7 Meeting was called to order by Mayor Dennis Wallace.

8
9 Invocation by Councilperson Mark Simms.

10
11 City Clerk called the roll and the following council persons were in attendance: Haynes,
12 Lemasters, Oiler, Simms and Mayor Wallace. Absent: Vice Mayor DiRemigio (ill) and
13 Councilperson Ward (ill). Also present: Acting City Manager Deanna J Hess, Police Chief
14 Kudlak, Fire Chief Clarke, Street Commissioner Richmond, Building Inspector Wise, Attorney
15 Thomas White, CPA Finance Director Thomas Dobbs and City Clerk Hewitt.

16
17 **MINUTES:**

18
19 **Regular Council Meeting of March 21, 2006.**

20
21 Councilperson Haynes made a motion to accept and approve the minutes of the regular council
22 meeting of March 21, 2006, seconded by Councilperson Simms. Motion carried unanimously.

23
24 **Special Council Meeting of March 27, 2006.**

25
26 Councilperson Simms made a correction on page 1, line 18 which should have read,
27 "Councilperson Simms called the meeting to order, Mayor Wallace arrived later".

28
29 Councilperson Simms made a motion to accept and approve the minutes of the special council
30 meeting of March 27, 2006, as amended, seconded by Councilperson Oiler. Motion carried
31 unanimously.

32
33 **GENERAL PUBLIC HEARING:**

34
35 **Rick Healy, Representative from Bel O Mar Concerning the Resolutions for**
36 **Administrative and Lead Risk Assessor Services.**

37
38 Mr. Healy discussed contractual agreements between the City of Moundsville and Bel-O-Mar
39 Regional Council one being the Administrative Services which would include professional
40 personnel and services to administer and coordinate grant related activities; review and oversee
41 compliance with all applicable State and Federal laws, rules and regulations; establish and
42 maintain official relations with the Department of Housing and Urban Development and all other
43 grantor agencies; to oversee and participate in all monitoring visits and program audits conducted

1 by the Department of Housing and Urban Development or any other grantor agency; procure
2 services of Lead Risk Assessor and other personnel; review and process applications; prepare and
3 execute all required documents pertaining to Housing Rehabilitation assistance; act as local
4 contact for clients, contractors and lending institutions for inquiries, payments and all other
5 correspondence; perform Housing Rehabilitation Specialist duties including inspections, work
6 write ups, energy audits and final inspections; attend all pre-bid and pre-construction
7 conferences, execute and record all loan security agreements; review, approve and process
8 payment of contractor invoices, change orders and other work related documents during the
9 construction phases; make regular reports to the city concerning status and progress; and any and
10 all other unforeseen miscellaneous items necessary for the successful completion.

11
12 The Lead Risk Assessor Services would include expeditiously assure that the company and all
13 staff to be engaged in this project, will meet the WV State Certification requirements for lead-
14 base paint Risk Assessor services; perform an initial on-site consultation will include a visual
15 assessment of the work area along with appropriate paint testing and recommendations for the
16 conduct of the project; submit written report of findings and test results of initial inspection;
17 provide design specifications for projects costing in excess of \$5,000 which will relate lead-base
18 paint hazards to the scope of repairs for rehab work; provide a lead-based paint hazard abatement
19 plan; provide on-site consultation and coordination; conduct clearance inspections and testing;
20 work with the Program's Housing Rehabilitation Specialist pertaining to lead-base paint issues;
21 and be available to telephone to answer any questions from contractors, homeowners and/or
22 Housing Rehabilitation Program Administrator.

23 24 **OLD BUSINESS:**

25 26 **Discussion and Approval of an Ordinance Concerning a Zone Change at 805 Tenth Street.** 27 **(Former Marshall Dairy) (Second Reading)**

28
29 Attorney White read the following zone change ordinance by title only to be passed by council on
30 second reading:

31 32 **AN ORDINANCE OF THE COUNCIL OF THE CITY OF MOUNDSVILLE, WEST** 33 **VIRGINIA, PROVIDING FOR A ZONING CHANGE FOR A CERTAIN DESIGNATED** 34 **AREA AT 805 TENTH STREET IN THE CITY OF MOUNDSVILLE FROM A MULTI-** 35 **FAMILY RESIDENTIAL DISTRICT TO A NEIGHBORHOOD COMMERCIAL** 36 **SPECIAL DISTRICT. (SECOND READING)**

37
38 Councilperson Haynes made a motion to accept and approve the ordinance for 805 Tenth Street,
39 seconded by Councilperson Simms.

40
41 Mayor Wallace called for a roll call vote. City Clerk announced the following tally. 5 yeas.
42 Motion carried unanimously.
43

1 **NEW BUSINESS:**

2
3 **Discussion and Approval of a Resolution Authorizing the City Manager to Enter Into an**
4 **Agreement with Bel-O-Mar for Administrative Services of the Housing Rehabilitation**
5 **Grant.**

6
7 Councilperson Simms made a motion to authorize the City Manager to enter into the agreement
8 with Bel-O-Mar for Administrative Services, seconded by Councilperson Lemasters. Motion
9 carried unanimously.

10
11 **Discussion and Approval of a Resolution Authorizing the City Manager to Enter Into an**
12 **Agreement with Bel-O-Mar for Lead Risk Assessor Services of the Housing Rehabilitation**
13 **Grant.**

14
15 Councilperson Simms made a motion to authorize the City Manager to enter into an agreement
16 with Bel-O-Mar for Lead Risk Assessor Services, seconded by Councilperson Oiler. Motion
17 carried unanimously.

18
19 **Discussion and Approval of Bids Received for the Low Water Bridge at the Old**
20 **Moundsville Landfill.**

21
22 Bids were received for the low water bridge at Moundsville's old landfill, amounts are listed as
23 followed:

24

25	1.	Ryan Environmental Inc	\$228,000.00
26		Bridgeport WV	
27			
28	2.	Ohio-WV Excavating Co	78,885.00
29		Powhattan Pt OH	
30			
31	3.	James White Construction	69,750.00
32		Weirton WV	
33			
34	4.	Walters Construction Inc	74,700.00
35		Wheeling WV	
36			

37 Councilperson Simms made a motion to award the bid to James White Construction in the
38 amount of \$69,750.00, seconded by Councilperson Haynes. Motion carried unanimously.

39
40 **Discussion and Approval of an Easement for Garen Francis, 199 S. Highland Avenue.**

41
42 Attorney White recommended that council table this easement until notice letters are sent out to
43 neighboring residents. Easements have one reading, abandonment has two readings.

1 Councilperson Haynes made a motion to table the easement until April 18 meeting, seconded by
2 Councilperson Oiler. Motion carried unanimously.

3
4 **Discussion and Review of the 2006-2007 Sanitary Board Budget.**

5
6 Councilperson Lemasters made a motion to receive and file the 2006-2007 Sanitary Board
7 Budget, seconded by Councilperson Oiler.

8
9 Mayor Wallace called for a roll call vote. City Clerk announced the following tally. 4 yeas, 1
10 abstain. Simms abstaining. Motion carried.

11
12 **Discussion and Review of the 2006-2007 Water Board Budget.**

13
14 Councilperson Simms made a motion to receive and file the 2006-2007 Water Board Budget,
15 seconded by Councilperson Haynes. Motion carried unanimously.

16
17 **Discussion for the City to Establish a Local Redevelopment Authority for the Naval**
18 **Reserve Base Closure.**

19
20 Acting City Manager Hess informed council that City Manager Hendershot recommends not to
21 establish the Local Redevelopment Authority. The property will be offered first to a federal
22 agency, the homeless and then local municipalities. The property will not be given to the city,
23 and will be negotiated at a price. Manager Hendershot is not sure of what the cost would be.
24 The city will have some control of the property because of zoning and of currently being federal
25 property. At this point, the Army Reserve has shown interest.

26
27 Council expressed their interest in the property and has ask that Manager Hendershot keep them
28 up to date on the status.

29
30 **MANAGER ITEMS:**

31
32 **Appointment to a Vacancy on the Moundville Historic Landmark Commission.**
33 **(Manager's Appointment)**

34
35 Manager Hendershot received a letter expressing interest in serving on the Moundville Historic
36 Landmark Commission by John Vitiello. This appointment is a 2 year term.

37
38 **Thank You Letter from the Fostoria Glass Society of America Inc.**

39
40 The Fostoria Glass Society sent a letter to express their thanks to the City of Moundville for
41 their donation to the museum.

1 **Moundsville Businesses Sponsor First Friday Easter Egg Hunt for Savings.**

2
3 The Moundsville Business and Cultural District is sponsoring an Easter Egg Hunt at 19
4 downtown stores. During business hours, customers can stop at the stores and pick an Easter
5 Egg which will offer 5 to 25% off, dollars off coupons, free gifts and more. This event will take
6 place on Friday, April 7 during business hours until at least 7:00 p.m.

7
8 **MAYOR ITEMS:**

9
10 Mayor Wallace wished "get wells" to Councilperson Ward and Vice Mayor DiRemigio.

11
12 **COMMITTEE REPORTS:**

13
14 **Discussion and Approval of Recommendations by the Finance Committee.**

15
16 Councilperson Lemasters scheduled a Finance Meeting on April 11, 2006 at 6:00 p.m.

17
18 **Discussion and Approval of Recommendations by the Traffic Committee.**

19
20 Councilperson Simms scheduled a Traffic Meeting on April 11, 2006 following the Finance
21 Meeting.

22
23 **Discussion and Approval of Recommendations by the Policy Committee.**

24
25 Councilperson Oiler scheduled a Policy Meeting on April 11, 2006 following the Traffic
26 Meeting.

27
28 **COUNCIL ITEMS:**

29
30 * **Haynes** - Asked that council discuss the Moundsville Ambulance Service at the Finance
31 Meeting.

32
33 * **Lemasters** - Made a motion to direct the City Attorney to draft an ordinance to change the
34 bidding policy in the City Charter from \$2500 to \$10,000, seconded by Mayor Wallace. Motion
35 carried unanimously.

36
37 * **Oiler** - Nothing at this time.

38
39 * **Simms** - Made a motion to direct the City Attorney to draft an ordinance to change the hiring &
40 firing process of the City Attorney in the City Charter to include council in that process,
41 seconded by Councilperson Haynes.

1 Mayor Wallace called for a roll call vote. City Clerk announced the following tally. 3 yeas, 1
2 nay. Mayor Wallace voting nay. Motion carried unanimously.

3
4 Councilperson Simms made a motion to adjourn, seconded by Councilperson Haynes. Motion
5 carried unanimously.

6
7 Meeting adjourned at 7:37 p.m.
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14 _____
Sondra J. Hewitt, City Clerk

Dennis Wallace, Mayor